

AGENDA
North Miami City Council
776 N.E. 125th Street, 2nd Floor, Council Chambers
North Miami, FL 33161

REGULAR MEETING

TUESDAY, OCTOBER 23, 2012
7:00 P.M.

- 1. CALL TO ORDER / ROLL CALL OF MEMBERS**
- 2. PLEDGE OF ALLEGIANCE / INVOCATION**
- 3. ORDER OF BUSINESS** (Additions/Deletions/Amendments/Deferrals)
- 4. SPECIAL PRESENTATION(s)**
 - ◆ Recognition to *North Miami PAL* for participating in the Golf Tournament in collaboration with *Miami Beach PAL*
 - ◆ Representative *John Patrick Julien*, District 104 will provide update on pre-Session
- 5. CITY EVENTS – ANNOUNCEMENT**
- 6. HURRICANE PREPAREDNESS**
- 7. CONSENT AGENDA**

UNLESS A MEMBER OF THE CITY COUNCIL WISHES TO REMOVE A SPECIFIC ITEM FROM THIS PORTION OF THE AGENDA, TABS A THROUGH F CONSTITUTE THE CONSENT AGENDA. THESE RESOLUTIONS AND ITEMS ARE SELF-EXPLANATORY AND ARE NOT EXPECTED TO REQUIRE ADDITIONAL REVIEW OR DISCUSSION. EACH ITEM WILL BE RECORDED AS INDIVIDUALLY NUMBERED RESOLUTIONS, ADOPTED UNANIMOUSLY BY THE FOLLOWING MOTION:

“...THAT THE CONSENT AGENDA COMPRISED OF TABS A THROUGH F BE ADOPTED...”

[TAB A]

APPROVAL OF MINUTES – Regular Council Meeting – October 9, 2012
Sponsored by: Michael A. Etienne, City Clerk

[TAB B]

AUTHORIZATION FOR EXPENDITURE FROM THE LAW ENFORCEMENT TRUST FUND
Sponsored by: City Administration
Responsible Staff Person: Marc Elias, Chief of Police

[TAB C]

PROPOSED RESOLUTION APPROVING THE RENEWAL OF HEALTH INSURANCE COVERAGE FOR PLAN YEAR 2013 WITH UNITED HEALTHCARE, AS THE HEALTH CARE INSURANCE COVERAGE PROVIDER FOR CITY EMPLOYEES, AND AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS TO EFFECTUATE SAID COVERAGE, AS DIRECTED BY THE MAYOR AND CITY COUNCIL
Sponsored by: City Administration
Responsible Staff Person: Rebecca Jones, Personnel Director

[TAB D]

PROPOSED RESOLUTION ENDORSING A PROCLAMATION BY THE FLORIDA GOVERNOR AND CABINET DESIGNATING THE WEEK OF OCTOBER 21-27, 2012, AS "FLORIDA CITY GOVERNMENT WEEK," AND ENCOURAGING ALL FLORIDA CITY OFFICIALS TO SUPPORT THIS CELEBRATION BY PARTICIPATING IN THE "MY CITY: I'M PART OF IT, I'M PROUD OF IT!" ACTIVITIES

Sponsored by: Mayor Andre D. Pierre

[TAB E]

PROPOSED RESOLUTION URGING CONGRESS TO CONSIDER AND PASS LEGISLATION THAT EXPANDS THE USE OF COMMUNITY DEVELOPMENT BLOCK GRANT FUNDS FOR PUBLIC SERVICES

Sponsored by: Mayor Andre D. Pierre

[TAB F]

PROPOSED RESOLUTION SUPPORTING THE CREATION OF A LOW-COST FINANCING MECHANISM FOR CITIES TO MEET LOCAL WATER INFRASTRUCTURE NEEDS AND LEVERAGE FUNDING FOR DRINKING WATER, WASTEWATER, FLOOD CONTROL AND STORMWATER INFRASTRUCTURE

Sponsored by: Mayor Andre D. Pierre

8. PUBLIC HEARINGS – ORDINANCES, RESOLUTIONS, ZONING, LAND USE ITEMS, ETC.

8.A. QUASI-JUDICIAL ITEM(S)

[TAB G]

PROPOSED ORDINANCE (***SECOND READING***) AMENDING CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED "LAND DEVELOPMENT REGULATIONS", BY AMENDING THE CITY'S OFFICIAL ZONING MAP, REFERENCED IN ARTICLE 1, SECTION 1-106, TO REFLECT THE REZONING OF AN AREA CONSISTING OF FOUR ADJACENT LOTS LOCATED AT 11707 AND 11755 BISCAYNE BOULEVARD, AND AT 1700 AND 1750 SANS SOUCI BOULEVARD, FROM C2BE (COMMERCIAL) TO C-1 (COMMERCIAL) ZONING DESIGNATION, IN ORDER TO PROVIDE CONSISTENCY WITH THE LAND DEVELOPMENT REGULATIONS AND THE COMPREHENSIVE PLAN OF THE CITY OF NORTH MIAMI

Sponsored by: City Administration

Responsible Staff Person: Maxine Calloway, CP&D Director

NOTE: Quasi-Judicial items will usually be Approve/Deny/Approve with Conditions.)

QUASI-JUDICIAL PUBLIC HEARINGS: PLEASE BE ADVISED THAT THE FOLLOWING ITEMS ON THE AGENDA ARE QUASI-JUDICIAL IN NATURE. IF YOU WISH TO COMMENT UPON ANY OF THESE ITEMS, PLEASE INDICATE THE TAB NUMBER YOU WOULD LIKE TO ADDRESS WHEN THE ANNOUNCEMENT REGARDING THE QUASI-JUDICIAL ITEM IS MADE. AN OPPORTUNITY FOR PERSONS TO SPEAK ON EACH ITEM WILL BE MADE AVAILABLE AFTER THE APPLICANT AND STAFF HAS MADE THEIR PRESENTATIONS ON EACH ITEM.

SWEARING IN: ALL TESTIMONY, INCLUDING PUBLIC TESTIMONY AND EVIDENCE, WILL BE MADE UNDER OATH OR AFFIRMATION. ADDITIONALLY, EACH PERSON WHO GIVES TESTIMONY MAY BE SUBJECT TO CROSS-EXAMINATION. IF YOU DO NOT WISH TO BE EITHER CROSS-EXAMINED OR SWORN, YOUR TESTIMONY WILL BE GIVEN ITS DUE WEIGHT. THE GENERAL PUBLIC WILL NOT BE PERMITTED TO CROSS-EXAMINE WITNESSES, BUT THE PUBLIC MAY REQUEST THE COUNCIL TO ASK QUESTIONS OF STAFF OR WITNESSES ON THEIR BEHALF. THE FULL AGENDA

PACKET ON EACH ITEM IS HEREBY ENTERED INTO THE RECORD. PERSONS REPRESENTING ORGANIZATIONS MUST PRESENT EVIDENCE OF THEIR AUTHORITY TO SPEAK FOR THE ORGANIZATION. FURTHER DETAILS OF THE QUASI-JUDICIAL PROCEDURES MAY BE OBTAINED FROM THE CLERK. (IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER BEFORE ADDRESSING THE COUNCIL ON ANY OF THE FOLLOWING ITEMS). AT THIS TIME COUNCILMEMBERS MUST DISCLOSE ANY EX-PARTE COMMUNICATIONS CONCERNING ANY ITEMS ON THE AGENDA. AT THIS TIME THE CLERK WILL SWEAR IN ANY PERSON WHO WISHES TO TESTIFY ON ANY QUASI-JUDICIAL ITEM.

8.B. LEGISLATIVE MATTERS

8.B.1. ORDINANCES – SECOND READING AND PUBLIC HEARING

[TAB H]

PROPOSED ORDINANCE (**SECOND READING**) AMENDING CHAPTER 29 OF THE CITY OF NORTH MIAMI CODE OF ORDINANCES, ENTITLED “LAND DEVELOPMENT REGULATIONS”, BY AMENDING ARTICLE 7 ENTITLED “DEFINITIONS”, TO REVISE THE DEFINITION OF “RETAIL, SALES, AND SERVICE”, IN ORDER TO CLARIFY OUTDOOR DISPLAY AS INCIDENTAL TO THE SALE OF PRIMARILY NEW GOODS AND PRODUCTS, SPECIFICALLY AUTOMOBILES

Sponsored by: City Administration

Responsible Staff Person: Maxine Calloway, CP&D Director

8.B.2. ORDINANCES – FIRST READING – [NONE]

8.B.3. RESOLUTIONS

[TAB I]

PROPOSED RESOLUTION REVISING UNIFORM PROCEDURES AND GUIDELINES FOR AWARD OF GRANTS, DONATIONS AND/OR PURCHASING TICKETS, USE OF CITY EQUIPMENT AND SERVICES, USE OF CITY OWNED FACILITIES, AND USE OF THE CITY SHOWMOBILE

Sponsored by: City Administration

Responsible Staff Person: Jeff Geimer, Parks & Recreation Director

[TAB J]

PROPOSED RESOLUTION APPROVING A THIRD AMENDMENT TO THE 2010 COMMUNITY HOUSING DEVELOPMENT ORGANIZATION AGREEMENT BETWEEN THE CITY OF NORTH MIAMI AND LITTLE HAITI HOUSING ASSOCIATION, INC., TO ALLOW FOR THE CONVERSION OF TWO (2) UNSOLD UNITS TO MULTIFAMILY RENTAL UNITS IN ACCORDANCE WITH REQUIREMENTS OF THE HOME INVESTMENT PARTNERSHIP PROGRAM GUIDELINES, AND TO FURTHER PROVIDE FOR AN EXTENSION TO THE EFFECTIVE TERM OF THE AGREEMENT

Sponsored by: City Administration

Responsible Staff Person: Maxine Calloway, CP&D Director

9. REQUESTS – PETITIONS – COMMUNICATIONS

[TAB K]

DISCUSSION REGARDING EXPENDITURE OF ALLOCATED BISCAYNE LANDING MONIES

[TAB K-1]

REQUEST OF CATHERINE CHRISTOFIS FROM ANNUNCIATION GREEK ORTHODOX CHURCH TO OBTAIN SPONSORSHIP IN THE AMOUNT OF \$60,000 FROM THE CITY IN SUPPORT OF THE GREEK FESTIVAL, NOVEMBER 3-4, 2012

[TAB K-2]

REQUEST OF SHIRLEY PLANTIN FROM FAMILY IMPRESSIONS FOUNDATION, INC. TO OBTAIN FUNDING FOR FISCAL YEAR 2012-2013 FOR THEIR ORGANIZATION

[TAB K-3]

REQUEST OF ALPHA PHI ALPHA FRATERNITY, INC., BETA BETA LAMBDA CHAPTER, TO OBTAIN SPONSORSHIP FROM THE CITY

10. CITIZENS' FORUM

11. COUNCIL REPORTS

Mayor Andre D. Pierre, Esq.
Vice-Mayor Marie Erlande Steril
Councilman Michael R. Blynn, Esq.
Councilman Scott Galvin
Councilman Jean R. Marcellus

12. CITY CLERK'S REPORT

13. CITY ATTORNEY'S REPORT

14. CITY MANAGER'S REPORT

15. ADJOURNMENT

- THIS MEETING IS OPEN TO THE PUBLIC. IN ACCORDANCE WITH THE AMERICANS WITH DISABILITIES ACT OF 1990, ALL PERSONS WHO ARE DISABLED AND WHO NEED SPECIAL ACCOMMODATIONS TO PARTICIPATE IN THIS MEETING BECAUSE OF THAT DISABILITY SHOULD CONTACT THE OFFICE OF THE CITY CLERK, (305) 893-6511, Ext. 12142, NO LATER THAN FOUR DAYS PRIOR TO SUCH PROCEEDING. HEARING IMPAIRED MAY CONTACT THE TDD LINE AT (305) 893-7936.
- IN ACCORDANCE WITH THE PROVISIONS OF SECTION 286.0105, FLORIDA STATUTES, ANYONE WISHING TO APPEAL ANY DECISION MADE BY THE CITY OF NORTH MIAMI CITY COUNCIL, WITH RESPECT TO ANY MATTER CONSIDERED AT SUCH MEETING OR HEARING, WILL NEED A RECORD OF THE PROCEEDINGS AND, FOR SUCH PURPOSE, MAY NEED TO ENSURE THAT A VERBATIM RECORD OF THE PROCEEDINGS IS MADE, INCLUDING THE TESTIMONY AND EVIDENCE UPON WHICH THE APPEAL IS TO BE BASED.
- AGENDA ITEMS MAY BE VIEWED AT THE OFFICE OF THE CITY CLERK, CITY OF NORTH MIAMI, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161. ANYONE WISHING TO OBTAIN A COPY OF ANY AGENDA ITEM SHOULD CONTACT THE CITY CLERK AT (305) 893-6511.
- IN ACCORDANCE WITH CODE SECTIONS 2-291 AND 2-305, ANY LOBBYISTS MUST REGISTER WITH THE CITY CLERK'S OFFICE BEFORE ADDRESSING THE COUNCIL ON ANY OF THE ABOVE ITEMS.

- TWO OR MORE MEMBERS OF THE CITY COUNCIL AND OTHER CITY BOARDS MAY BE IN ATTENDANCE AT THIS MEETING.
- THESE MEETINGS MAY BE CONDUCTED BY MEANS OF OR IN CONJUNCTION WITH COMMUNICATIONS MEDIA TECHNOLOGY, SPECIFICALLY A TELEPHONE CONFERENCE CALL. THE LOCATION, 776 N.E. 125TH STREET, NORTH MIAMI, FL 33161-0850, WHICH IS OPEN TO THE PUBLIC, SHALL SERVE AS AN ACCESS POINT.

ALCOHOLIC BEVERAGE SYMBOLS

1-COP	Beer only, Consumption on Premises
2-COP	Beer and Wine, Consumption on Premises
4-COP	Beer, Wine and Alcohol, Consumption on Premises
1-APS	Beer, Package Sales Only
2-APS	Beer and Wine, Package Sales Only
3-APS	Beer, Wine and Alcohol, Package Sales Only

ZONING SYMBOLS

R-1	Residential Estate District
R-2	Single-Family District
R-4	Multi-Family District
R-5	Multi-Family District
R-6	Multi-Family District
RO	Residential Office District

ZONING SYMBOLS (continue)

C-1	Commercial District
C-3	Commercial District
C-2BE	Commercial District
C-2BW	Commercial District
M-1	Industrial District
PU	Public Use District
PD	Planned Development District
AOD	Arts, Culture and Design Overlay District
NRO	Neighborhood Redevelopment District